

## Legislation Details (With Text)

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<b>File #:</b>	15-3957	<b>Version:</b>	1	<b>Name:</b>	
<b>Type:</b>	Agenda Item	<b>Status:</b>		Passed	
<b>File created:</b>	8/6/2015	<b>In control:</b>		City Council	
<b>On agenda:</b>	8/13/2015	<b>Final action:</b>		8/13/2015	
<b>Title:</b>	AMENDING LMC 5.14.040 TO ADDRESS PUBLIC PARK GEOGRAPHICAL RESTRICTIONS FOR MOBILE VENDORS				

COUNCIL STRATEGIC INITIATIVE ADDRESSED:  
Strengthen Economic Conditions & Create New Opportunities

CITY ATTORNEY REVIEW: REQUIRED

SUMMARY STATEMENT:

Starting June 2015, the City of Longview entered into agreements with a non-motorized boating vendor and a food and beverage concessionaire at Lake Sacajawea Park. The current mobile vendors chapter in the city code, specifically in LMC 5.14.040, restricts all other mobile vendors from conducting business 200 feet from any public park where there is a concessionaire, regardless of the location of the concessionaire within the park or the type of service provided. Additionally, the code provides that no mobile vendor license shall include the privilege to conduct the business of a mobile vendor within 200 feet of any park during the course of a special event when organizations are permitted to engage in the sale of merchandise and food in such park.

It was brought to staff's attention after a mobile vendor was put on notice of the LMC violation, that the restriction encompasses the entire Lake Sacajawea Park and not specifically the type of service or location of the concessionaire. After discussion with the Park and Recreation Advisory Board and with their support, staff would like to present an amendment to address the geographical restrictions for mobile vendors with regards to concessionaires being present within Lake Sacajawea Park in particular, because of its size and shape.

Staff recommends an amendment that reads, "No mobile vendor license shall include the privilege to conduct the business of a mobile vendor within any public park of the city nor within 200 feet of any public park where there is a concessionaire.

Provided, however, that with regard to Lake Sacajawea Park, no mobile vendor shall exercise the privilege within 500 feet of the location of a park concessionaire providing similar services, as determined by the Parks and Recreation Director, nor within 200 feet north and south of the intersection of Hemlock Street and Nichols Boulevard.

No such mobile vendor license shall include the privilege to conduct the business of a mobile vendor within 500 feet of any permitted vendor or organization during the course of a special event when such vendor or organization is permitted to engage in the sale of merchandise and food in such public park."

RECOMMENDED ACTION:

Motion to direct the City Attorney to draft an ordinance for City Council action.

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. #2 lake200buffaerial, 2. #6 500buffgo4thaerial, 3. 500 Ft Aerial Buff Shave Ice

Date	Ver.	Action By	Action	Result
8/13/2015	1	City Council	approved	Pass

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